



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

Paper No. 19

MERCHANT & GOULD PC  
P O BOX 2903  
MINNEAPOLIS, MN 55402-0903

COPY MAILED

MAY 19 2004

OFFICE OF PETITIONS

In re Application of  
Tod Michael et al  
Application No. 10/047,422  
Filed: January 14, 2002  
Attorney Docket No. 10646.345US01

:  
:  
: DECISION GRANTING PETITION  
: UNDER 37 CFR 313(c)(2)  
:

This is a decision on the petition, filed May 14, 2004, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

**Petitioner is advised that the issue fee paid on April 9, 2004 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.<sup>1</sup>**

Telephone inquiries should be directed to the undersigned at (703) 305-8680.

Upon receipt of the file in the Office of Petitions, the file will be forwarded to Technology Center AU 367 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the concurrently filed Supplemental Information Disclosure Statement.

Frances Hicks  
Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

<sup>1</sup> The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form **must** be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

Paper No. 20

Date : May 19, 2004

TO : Director, Office of Patent Publication

FROM : Office of the Deputy Commissioner  
for Patent Examination Policy

SUBJECT : Withdrawal from Issue of **Application No. 10/047,422**

Applicant(s) : Tod Michael et al  
Application No. : 10/047,422  
Filed : January 14, 2002

The above-identified application has been assigned Patent No. 6,739,407 and an issue date of May 25, 2004.

It is hereby directed that this application be withdrawn from issue at the request of the applicant. Do not refund the issue fee.

The following erratum should be published in the Official Gazette if the above-identified application is published in the OG of May 25, 2004:

"All reference to Patent No. 6,739,407 to Tod Michael et al of Iowa for SONDE HOUSING AND METHOD OF MANUFACTURE appearing in the Official Gazette of May 25, 2004 should be deleted since no patent was granted."

*Frances Hicks*  
Frances Hicks

Petitions Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

cc: Geraldine Dozier, Crystal Park 3-441 (FAX-306-2737)  
Deneise Boyd, Crystal Park 2, Suite 1100 (FAX-308-5413)  
Mary Louise McAskill, Crystal Park 3-910 (FAX 305-4372)  
Niomi Farmer, Crystal Park 3-910 (FAX-305-4372)  
Mary E. Johnson (Cookie), P/OCS, CM1-6D07  
Duane Davis (CDS), CM1-6A07  
Tamara K. Greene, PK3-910